

STATE OF TEXAS

SEPTEMBER 23, 2002

COUNTY OF JOHNSON

COMMISSIONER'S COURT

BE IT KNOWN that on the 23rd day of September, 2002, the Honorable Commissioner's Court of Johnson County, Texas, met in regular session at the Courthouse thereof, in the City of Cleburne, Johnson County, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same. The meeting was called to order at 9:00 A.M., with all members present, and following the Invocation led by Commissioner Ron Harmon, and the Pledge of Allegiance, the following items, having been lawfully posted and filed for record in the Office of the County Clerk on September 19, 2002, at 8:01 A.M., and the addendum filed on September 19, 2002 at 8:57 A.M., were considered:

IV. WELCOME VISITORS, ANNOUNCEMENTS & PRESENTATION

1. PROCLAMATION FOR JOHNSON COUNTY 4-H WEEK
"CELEBRATING 100 YEARS OF 4-H"

Commissioner's Court proclaimed the week of October 6 - 12, 2002 as 4-H Week in Johnson County.

2. PROCLAMATION FOR DOMESTIC VIOLENCE
AWARENESS MONTH

Commissioner's Court proclaimed the month of October as Domestic Violence Awareness Month in Johnson County.

3. PRESENTATION OF PLAQUE TO W. E. CARROLL, TAX
ASSESSOR & COLLECTOR

Passed.

V. PUBLIC PARTICIPATION

Todd Tubbs submitted an application for the position of Tax Assessor/Collector and asked the Court to grant him an interview for that position.

Bill Conover asked the Court to interview all applicants that applied for the Tax Assessor/Collector position and voiced his concerns about the problems with voter registration. He also suggested that Todd Tubbs be considered for the Tax Assessor/Collector position.

VI. PRECEDING BUSINESS

1. ACTION ON APPROVAL OF MINUTES OF THE COMMISSIONER'S COURT

a. SEPTEMBER 9, 2002 – REGULAR

Comm. Harmon, seconded by Comm. McFall, made a motion to approve the minutes of the Commissioner's Court for September 9, 2002 as presented to the Court by the County Clerk.

All voted aye, motion carried.

2. ACTION ON BUDGET AMENDMENT PURSUANT TO SECTION 111.010C OF THE LOCAL GOVERNMENT CODE: HOSPITAL PROCEEDS

Comm. McFall, seconded by Comm. Thompson, made a motion to amend the budget pursuant to Sec. 111.010C of the Local Government Code in the amount of \$528,000.00 for hospital proceeds line item #050-646-700 out of other expenditures to fund Indigent Health Care.

All voted aye, motion carried.

3. ACTION ON APPROVAL TO PAY BILLS

Comm. Carpenter, seconded by Comm. Thompson, made a

motion to approve to pay the bills as presented contingent upon a written proposal from Net Data allowing additional credit hours owed, 25 hours total, for \$17,000.00 that was invoiced to Johnson County.

All voted aye, motion carried.

4. ACKNOWLEDGMENT OF RECEIPT OF THE COUNTY
AUDITOR'S REPORTS TO THE COMMISSIONER'S COURT

Commissioner's Court acknowledged receipt of the County Auditor's Reports.

5. ACTION TO APPROVE FINAL PLAT

a. VALERIE'S MEADOW: LOTS 1-3, BLOCK 1 -
PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to approve the final plat for Valerie's Meadow, lots 1-3, block 1 in Precinct #1.

All voted aye, motion carried.

b. BRUMBALOW FIELDS: LOTS 1-2 - PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve the final plat for Brumbalow Fields, lots 1-2 in Precinct #4.

All voted aye, motion carried.

6. ACTION TO AWARD RFB'S

a. RFB #2003-01: FUELS FOR JOHNSON COUNTY

Comm. Harmon, seconded by Comm. McFall, made a motion to award RFB #2003-01 to Lambert Oil for fuels for Johnson County effective October 1, 2002.

All voted aye, motion carried.

7. ACTION TO APPROVE SOLE SOURCE EXEMPTION PURCHASES FOR FY 2002-2003 PURSUANT TO SEC. 262.024 (7) OF THE LOCAL GOVERNMENT CODE
 - a. WESTLAW ON-LINE LAW BOOKS
 - b. MATTHEW BENDER NETWORK LICENSE
 - c. SHEPHERDS NETWORK LICENSE
 - d. VETREX VETERAN SERVICES SOFTWARE
 - e. 3M DRG SOFTWARE: INDIGENT HEALTH CARE
 - f. SYNETICS: RECONFIGURING THE NETWORK ROUTING
 - g. AS/400 NET DATA: ANNUAL MAINTENANCE
 - h. NET DATA: RVI IMAGE MAINTENANCE
 - i. NET DATA: RVI MUGSHOT MAINTENANCE
 - j. NET DATA: AIA/TP ANNUAL MAINTENANCE

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve a sole source exemption purchase for FY 2002-2003 pursuant to Sec. 262.024(7) of the Local Government Code for Westlaw On-Line Law Books, Matthew Bender Network License, Shepherds Network License, Vetrex Veteran Services Software, 3M DRG Software Indigent Health Care, Synetics Reconfiguring the Network Routing, AS/400 Net Data Annual Maintenance, RVI Image Maintenance, Net Data RVI Mugshot Maintenance, Net Data AIA/TP Annual Maintenance.

All voted aye, motion carried.

VII. UNFINISHED BUSINESS

1. ACTION ON ARCHITECTURAL DESIGN, SPECIFICATION AND PROGRAM REQUIREMENTS AND CONTRACTS
 - a. GUINN JUSTICE CENTER
 - b. JOHNSON COUNTY CORRECTION II: FLOOR AND HOT WATER
 - c. JOHNSON COUNTY JAIL EXPANSION

No action.

2. ACTION TO ADOPT BUDGET FY 2002-2003

Passed for discussion in workshop session.

3. ACTION TO ADOPT TAX RATE FY 2002-2003 AND TAKE RECORD VOTE

Passed for discussion in workshop session.

4. ACTION TO ACCEPT GRANT AWARD FROM THE CRIMINAL JUSTICE DIVISION FOR CHILD ABUSE LAW ENFORCEMENT PROGRAM IN THE AMOUNT OF \$19,266

Comm. Harmon, seconded by Comm. Thompson, made a motion to accept the Grant Award from the Criminal Justice Division for Child Abuse Law Enforcement Program in the amount of \$19,266.00 and giving the County Judge the authority to sign.

All voted aye, motion carried.

5. ACTION TO ACCEPT GRANT AWARD FROM THE CRIMINAL JUSTICE DIVISION FOR SEXUAL OFFENDER COMPLIANCE OFFICER PROGRAM IN THE AMOUNT OF \$42,806

Comm. McFall, seconded by Comm. Thompson, made a motion to accept the Grant Award from the Criminal Justice Division for Sexual Offender Compliance Officer Program in the amount of \$42,806.00 and giving the County Judge the authority to sign.

All voted aye, motion carried.

6. ACTION ON CONTRACT FOR COLLECTION OF FEES AND FINES WITH PERDUE, BRANDON, FIELDER, COLLINS AND MOTT

- a. AMENDMENT TO CONTRACT
- b. RESOLUTION APPROVING AUTHORIZING PRIVATE COLLECTION OF FINES AND FEES AND AN ADDITIONAL THIRTY PERCENT INCREASE ON PAST DUE FINES AND FEES

Comm. Carpenter, seconded by Comm. Harmon, made a motion to amend the contract for the collection of fees and fines with Perdue, Brandon, Fielder, Collins and Mott and to approve the resolution authorizing an additional thirty percent increase on past due fines and fees.

All voted aye, motion carried.

7. ACTION TO APPROVE RESOLUTION IN SUPPORT OF THE TEXAS DEPARTMENT OF TRANSPORTATION COMMISSION TO EXPEDITE THE REDESIGNATION OF EXISTING FM 917 BETWEEN THOMAS LANE AND BECKY LANE

Comm. Carpenter, seconded by Comm. Harmon, made a motion to approve the resolution in support of the Texas Department of Transportation Commission to expedite the redesignation of existing FM 917 between Thomas Lane and Becky Lane.

All voted aye, motion carried.

8. ACTION AUTHORIZING COUNTY JUDGE TO SIGN CONTRACT WITH WOOLEY AUCTION SERVICE, LLC TO HOLD SHERIFF'S AUCTION ON OCTOBER 5, 2002

Comm. Thompson, seconded by Comm. Harmon, made a motion authorizing the County Judge to sign a contract with Wooley Auction Service, LLC to hold Sheriff's Auction on October 5, 2002.

All voted aye, motion carried.

VIII. NEW BUSINESS

1. ACTION TO APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF GRANDVIEW FOR THE PURCHASE OF CRS-2: PRECINCT #4

Comm. Thompson, seconded by Comm. McFall, made a

motion to approve an Interlocal Agreement with the City of Grandview for the purchase of CRS-2 for Precinct #4.

All voted aye, motion carried.

2. ACTION TO APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF GRANDVIEW FOR PAVING SEASON 2002 - PRECINCT #4

Comm. Thompson, seconded by Comm. Carpenter, made a motion to approve an Interlocal Agreement with the City of Grandview for paving season 2002 in Precinct #4.

All voted aye, motion carried.

3. ACTION TO AMEND INTERLOCAL AGREEMENT WITH THE CITY OF RIO VISTA DATED AUGUST 12, 2002 - PRECINCT #1

Comm. McFall, seconded by Comm. Harmon, made a motion to amend the Interlocal Agreement with the City of Rio Vista dated August 12, 2002 for Precinct #1.

All voted aye, motion carried.

4. ACTION TO APPROVE INTERLOCAL AGREEMENT WITH ALVARADO ISD FOR ASAP PROGRAM - CONSTABLE PRECINCT #3

Comm. Carpenter, seconded by Comm. Thompson, made a motion to approve an Interlocal Agreement with Alvarado Independent School District for ASAP Program with the school furnishing a computer and the dial up line for Constable Precinct #3 and giving the County Judge the authority to sign.

All voted aye, motion carried.

5. ACTION TO APPROVE INTERLOCAL AGREEMENT WITH
THE CITY OF BURLESON AND THE CITY OF CLEBURNE
FOR THE VICTIMS ASSISTANCE PROGRAM FY 2002-2003

Comm. Harmon, seconded by Comm. McFall, made a motion to approve an Interlocal Agreement with the City of Burleson and the City of Cleburne for the Victims Assistance Program FY 2002-2003 and giving the County Judge the authority to sign the contract.

All voted aye, motion carried.

6. ACTION TO APPOINT THE JOHNSON COUNTY TAX
ASSESSOR/COLLECTOR

Comm. Thompson, seconded by County Judge Roger Harmon, made a motion to appoint Scott Porter as interim Tax Assessor/Collector until the 2004 General Election.

Comm. Thompson and County Judge Roger Harmon voted aye.

Comm. McFall, Comm. Harmon and Comm. Carpenter opposed, motion denied.

Comm. Harmon, seconded by Comm. McFall, made a motion to conduct interviews with current applicants for the position of Tax Assessor/Collector on September 26, 2002 at 1:00 P.M.

Comm. McFall, Comm. Harmon and Comm. Carpenter voted aye, Comm. Thompson opposed, motion carried.

7. ACTION TO APPROVE INTERLOCAL AGREEMENT
BETWEEN SOMERVELL COUNTY AND JOHNSON
COUNTY FOR JUVENILE PROBATION OFFICER STAFF

Comm. McFall, seconded by Comm. Harmon, made a

motion to approve an Interlocal Agreement between Somervell County and Johnson County for Juvenile Probation Officer Staff.

All voted aye, motion carried.

8. ACTION ON JAIL CORRECTIONS STAFF: PERSONNEL ISSUES & HIRING

Passed for discussion in workshop session.

9. ACTION IN SUPPORT OF THE METROPLEX SOLID WASTE STUDY GROUP AND APPOINTMENT OF REPRESENTATIVE

Comm. Carpenter, seconded by Comm. Harmon, made a motion to appoint Neal Welch, Director of Public Works as a representative for Johnson County to the Metroplex Solid Waste Study Group.

All voted aye, motion carried.

ADDENDUM TO AGENDA

VII. NEW BUSINESS

10. ACTION TO SET THE "2003 SHERIFFS' AND CONSTABLES' FEES" AS REQUIRED UNDER LOCAL GOVERNMENT CODE SEC. 118.131

Comm. McFall, seconded by Comm. Thompson, made a motion to set the 2003 Sheriffs' and Constables' Fees' as required under Local Government Code Sec. 118.131 as presented with no changes from the 2002 schedule.

All voted aye, motion carried.

IX. CONSENT AGENDA

Comm. McFall, seconded by Comm. Thompson, made a motion to approve the consent agenda as presented.

All voted aye, motion carried.

Commissioner's Court recessed at 10:15 A.M. and reconvened at 10:38 A.M.

X. WORKSHOP

Commissioner's Court met in workshop session to discuss Jail Corrections staff/personnel issues and hiring and the 2002-2003 budget.

Commissioner's Court reconvened into open session at 11:14 A.M.

BE IT KNOWN that Commissioner's Court met in Executive Session at 11:14 A.M. in accordance with Government Code Sec. 551.071 – Consultation with Attorney – Pending Litigation: Johnson County vs. Harris Methodist Affiliated Hospital Case #C199900253. Commissioner's Court reconvened into open session at 2:37 P.M. to consider the following:

X. WORKSHOP

Commissioner's Court met in workshop session at 2:38 P.M. to discuss the 2002-2003 budget. Commissioner's Court reconvened into open session at 2:50 P.M. to consider the following:

VII. UNFINISHED BUSINESS

2. ACTION TO ADOPT BUDGET FY 2002-2003

Comm. McFall, seconded by Comm. Carpenter, made a motion to adopt the budget for FY 2002-2003 as presented with the addition of six Corrections Officers for the Sheriff's Department in the amount of \$181,970.00 to be taken from the fund balance, \$8700.00 travel allowance budgeted for the Sheriff will be added to the fund balance and the Sheriff will be provided a county vehicle and fuel.

Comm. McFall, Comm. Harmon and Comm. Carpenter voted aye. Comm. Thompson opposed. Motion carried.

3. ACTION TO ADOPT TAX RATE FY 2002-2003 AND TAKE
RECORD VOTE

Comm. Harmon, seconded by Comm. Carpenter, made a motion to adopt the tax rate for FY 2002-2003 at a total rate of .425085.

Comm. McFall, Comm. Harmon, Comm. Carpenter and Comm. Thompson voted aye, motion carried.

XI. EXECUTIVE SESSION

1. GOVERNMENT CODE SEC. 551.071-CONSULTATION WITH
ATTORNEY

a. PENDING LITIGATION: JOHNSON COUNTY VS.
HARRIS METHODIST AFFILIATED HOSPITAL CASE
C199900253

Comm. Thompson, seconded by Comm. McFall, made a motion to allow Comm. Harmon and County Judge Roger Harmon to represent mediation between Harris Methodist Affiliated Hospital and Johnson County for Case #C199900253.

All voted aye, motion carried.

There being no further business before the Court concerning this agenda, Commissioner's Court adjourned at 3:00 P.M. on the same date.

Submitted by: _____
Curtis H. Douglas
County Clerk

Approved by: _____
Roger Harmon
County Judge